# **EXHIBIT 8**

## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

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| ) Case No. 1:05-cv-00806-GMS-MPT |
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Defendant.

#### MEMC'S PROPOSED STIPULATION GOVERNING THE USE OF CERTAIN EVIDENCE IN THIS CASE

MEMC Electronic Materials, Inc. ("MEMC") hereby stipulates as follows:

- 1. MEMC will not use the testimony of Edward J. Hejlek in this lawsuit to support its position regarding conception of any of the inventions claimed in U.S. Patent No. 6,236,104.
- 2. MEMC will not use the 1995 invention disclosure, produced in this case as MEMC 005580-005598, for any purpose in this lawsuit.
- 3. MEMC will not rely on memoranda or reports summarizing and drawing conclusions from MEMC's pre-filing test data, such as the document listed as #97 on MEMC's Privileged Document Log, to prove infringement in this lawsuit. MEMC reserves the right to rely on these documents in the event Soitec challenges MEMC's pre-filing investigation.

Dated: March 27, 2008 CONNOLLY BOVE LODGE & HUTZ LLP

### By: /s/ Patricia S. Rogowski\_

Paul E. Crawford (I.D. #493) Patricia S. Rogowski (I.D. #2632) The Nemours Building 1007 North Orange Street P.O. Box 2207 Wilmington, DE 19899 (302) 658-9141 (302) 658-5614 (Fax) pcrawford@cblh.com progowski@cblh.com

#### OF COUNSEL:

SENNIGER POWERS LLP Robert M. Evans, Jr. (Pro Hac Vice) David W. Harlan (Pro Hac Vice) Marc W. Vander Tuig (Pro Hac Vice) Richard L. Brophy (Pro Hac Vice) One Metropolitan Square 16th Floor St. Louis, MO 63102 (314) 231-5400 (314) 231-4342 (Fax)

Attorneys for MEMC Electronic Materials, Inc.